



IAF Rec'd PCT/PTO 23 NOV 2005

3212

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
PATENT

In re application of )  
Clarke et al ) Group Art Unit: N/A  
Serial No. 10/536,659 ) Examiner: N/A  
IA filing date: 12/01/2003 )  
For: APPARATUS AND PROCESS FOR )  
CARBON DIOXIDE ABSORPTION )

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on or before

Date:

Signed:

November 21, 2005  
Janet McGhee

LETTER

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements mailed September 22, 2005, enclosed is a copy of the Notification and the executed Declaration in the above-identified application.

A check in the amount of \$65 for payment of the surcharge is also enclosed.

The additional amount of \$855, which was charged for additional claim fees, does not apply in view of the facts as outlined below.

A Preliminary Amendment, including a revised set of claims, was filed with the above-identified application. When the above-noted Notification was provided to applicant by the Patent and Trademark Office, the Notification did not indicate that the Preliminary Amendment had been filed.

Janet McGhee, Assistant to Frank Uxa, attorney for applicant, contacted Ms. Paulette R. Kidwell, an employee of the Patent and

Trademark Office, on November 16, 2005 and asked Ms. Kidwell to check the filing papers of the above-identified application. Ms. Kidwell contacted Ms. McGhee on November 17, 2005 to advise that there was, indeed, a Preliminary Amendment filed with the subject application. Ms. Kidwell informed Ms. McGhee not to pay the additional claims fee of \$855.

Therefore, the additional claims fee of \$855 called for in the above-noted Notification has not been paid.

Authorization is hereby given to charge Deposit Account No. 21-0890 with any additional charge or credit any overpayment.

Respectfully submitted,



Frank J. Uxa

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

|                             |                       |                  |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/536,659                  | Michael John Clarke   | D-3212           |

|                               |               |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. |               |
| PCT/GB03/05226                |               |
| I.A. FILING DATE              | PRIORITY DATE |
| 12/01/2003                    | 12/02/2002    |

33197  
 STOUT, UXA, BUYAN & MULLINS LLP  
 4 VENTURE, SUITE 300  
 IRVINE, CA 92618

CONFIRMATION NO. 9880

371 FORMALITIES LETTER



\*OC000000017069789\*

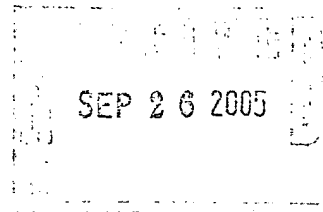
Date Mailed: 09/22/2005

*Response due 11/22/05*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/27/2005
- Copy of the International Search Report filed on 05/27/2005
- Information Disclosure Statements filed on 05/27/2005
- U.S. Basic National Fees filed on 05/27/2005
- Priority Documents filed on 05/27/2005



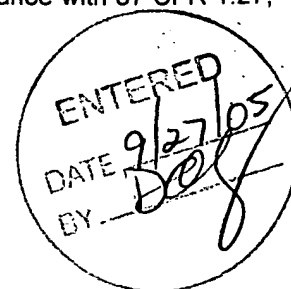
The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$855** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$920** for a Small Entity:



- \$65 Surcharge.
- Total additional claim fee(s) for this application is \$ 855
  - \$200 for 3 independent claims over 3.
  - \$475 for 24 total claims over 20.
  - \$180 for multiple dependent claim surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/536,659                  | PCT/GB03/05226                | D-3212           |